IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 4TH JULY 2007 / 13TH ASHADHA 1929

WP(C).No. 20491 of 2007(M)

PETITIONER:

P.V. ABOOBACKER,
EMERALD CHICKEN, CHALISSERRY, PALAKKAD.

BY ADV. SRI.SHIRAZ ABDULLA

RESPONDENTS:

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1. COMMERCIAL TAX INSPECTOR,
COMMERCIAL TAXES, COMMERCIAL TAX CHECK POST,
NEDUPPUNI, PALAKKAD.

2. COMMERCIAL TAX INSPECTOR,
COMMERCIAL TAX CHECK POST, WALAYAR.

3. THE ASSISTANT COMMISSIONER (KVAT),
COMMERCIAL TAXES SPECIAL CIRCLE, PALAKKAD.

4. COMMISSIONER OF COMMERCIAL TAXES,
PUBLIC OFFICE BUILDING, VIKAS BHAVAN,
THIRUVANANTHAPURAM.

5. STATE OF KERALA,
REPRESENTED BY ITS CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

BY G.P. SRI.C.K.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.20491 of 2007

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Dated this the 4th day of July, 2007.

JUDGMENT

The petitioner has raised a genuine grievance that the indordinate delay in clearing documents at Check Post leads to death of live poultry being transported from Tamil Nadu to Kerala. Live birds are transported mostly during night to avoid mortality during transportation. In the circumstances, W.P. is disposed of directing the Commissioner of Commercial Taxes to immediately instruct all Check Posts to clear consignment of live birds, live animals etc. on priority basis overlooking the queue. Government Pleader will forward copy of this judgment to the Commissioner of Commercial Taxes.

C.N.RAMACHANDRAN NAIR
Judge

pms